

JAN 26 2006

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

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January 26, 2006

## FACSIMILE COVER SHEET

To: Examiner Sargon N. Nano  
Art Unit 2157  
Mail Stop AF  
Commissioner for Patents  
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Fax: 571-273-8300

Enclosures:

Fax Cover Sheet containing Certificate of  
Facsimile Transmission (1 page)  
Notice of Appeal containing Certificate of  
Facsimile Transmission and Authorization to  
Charge Deposit Account 23-3000 in the  
amount of \$500.00 for the Notice of Appeal  
Fee(1 page)

From: Scott A. Stinebruner  
Reg. No. 38,323

Re: U.S. Patent Application  
Serial No. 09/845,596  
Filed: April 30, 2001  
Applicant: Robert Miller et al.  
Art Unit: 2157  
Confirmation No.: 3237  
Our Ref: IBM/177

Pages: 2 (including cover sheet)

MESSAGE/COMMENTS  
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*Judith L. Volk*  
Judith L. Volk

*January 26, 2006*  
Date

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PATENT

Attorney Docket No. IBM/177  
Confirmation No. 3237

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Miller et al. Art Unit: 2157  
Serial No.: 09/845,596 Examiner: Sargon N. Nano  
Filed: April 30, 2001 Atty. Docket No.: IBM/177  
For: GROUP ACCESS PRIVATIZATION IN CLUSTERED COMPUTER SYSTEM

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM  
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

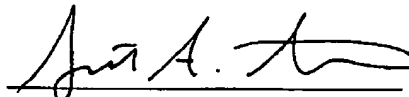
Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed November 4, 2005 finally rejecting claims 1-27.

The item(s) checked below are appropriate:

1. ☐ Applicants hereby petition for a ☐ month extension of time to reply to the final rejection. A check in the amount of \$ ☐ is attached.
2. ☒ Appeal Fee: XXX Other than a small entity Fee: \$500.00  
Small Entity Status previously Requested and is still proper Fee: \$ ☐  
Small Entity Status Requested Fee: \$ ☐
3. ☒ Payment XXX Check attached for the sum of \$ ☐.  
Please charge the sum of \$500.00 and any deficiency or credit any overpayment to Deposit Account No. 23-3000.

Respectfully submitted,

By:



Scott A. Stinebruner  
Reg. No. 38,323

Date:

26 JAN 2006

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Judith L. Volk January 26 2006  
Judith L. Volk Date

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Serial No. 09/845,596  
Notice of Appeal  
Reply to Final Office Action of November 4, 2005  
IBM Docket ROC920000273US1  
WH&E IBM/177  
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